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Applicants: Kozikowski, A.P. et al.	Atty. Docket No.: ZAA-012.01
Serial No.: 09/671,104	Examiner: Bhatti, T.H.
Filing Date: 27 September 2000	Art Unit: 1627
Title: <i>Novel Tropane Analogs</i>	

Assistant Commissioner for Patents  
Washington, DC 20231

9/Election  
cm  
6-20-02

Certificate of Mailing	
I hereby certify that this "Response to Restriction Requirement" is being deposited with the U. S. Postal Service as First Class Mail with sufficient postage on the date set forth below in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.	
<u>June 20, 2002</u> Date of Signature and Mail Deposit	By: <u>Daniel Murray</u> Daniel Murray

Ref  
7-12-02

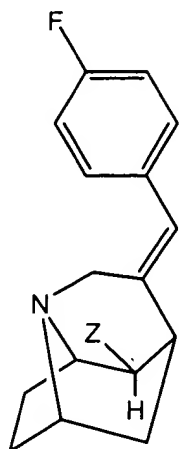
***Response to Restriction Requirement***

Dear Examiner Bhatti:

In response to the Restriction Requirement in the above-identified application, mailed May 21, 2002, the Applicants respectfully elect **Group I**, claims 1-10 and 27-36. However, the Applicants respectfully assert that simultaneous examination of Groups I and II would not place an undue burden on the Examiner because the Groups are related as product and process of use. See MPEP § 803 ("If the search and examination of an entire application can be made without serious burden, the [E]xaminer must examine it on the merits, even though it includes claims to independent or distinct inventions."). Therefore, the Applicants respectfully request that the Examiner modify the instant Restriction Requirement, examining Groups I and II in the instant application.

The Applicants respectfully elect the composition species depicted below, which falls within the scope of both Formula I and Formula II. The following definitions of R1-R14, A and n correspond to the Species elected for Formula I: A is a double bond; n is 2; the first instance of R1 is 4-fluorophenyl; the second instance of R1 is H; R2-R13 inclusive are H; and R14 is -CO<sub>2</sub>CH<sub>3</sub>. The following definitions of R1-R14 correspond to

the Species elected for Formula II: R1 is 4-fluorophenyl; R2-R13 inclusive are H; and R14 is -CO<sub>2</sub>CH<sub>3</sub>. *Claims 1, 2, 3, 4, 7, 8, 9, 10, 27, 28, 29, 30, 33, 34, 35, and 36 read on the elected Species.*



*Species elected for  
Groups I and II*

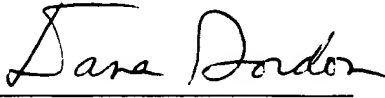


Further, should the Examiner find persuasive the Applicants request for simultaneous examination of Groups I and II, the Applicants respectfully request that the same species be used for search purposes with respect to Group II.

Of course, the elections of Species made herein are made solely for search purposes. The Applicants expressly reserve the right to prosecute species not elected herein in other patent applications claiming the benefit of the filing date of this application. Furthermore, the Applicants understand that upon allowance of a generic claim, they will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim. *See 37 CFR 1.141.*

Finally, the Applicants believe that no fees are due in connection with the filing of this Response. Nevertheless, the Commissioner is hereby authorized to charge to our Deposit Account, No. 06-1448, any fees due in connection with the filing of this Response.

Respectfully submitted,  
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Date: 6/20/02